

SEP 29 2004

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gregory A. FARRELL

Serial No.: 09/549,036

Group Art Unit: 1743

Filing Date: April 13, 2000

Examiner: Dwayne K. HANDY

Title: **VARIABLE RATE PARTICLE COUNTER
AND METHOD OF USE**

Entity Status: Large Entity

Our Docket: MST-2322.1 (BYR-83)CERTIFICATE UNDER 37 CFR 1.8(a)

I hereby certify that this paper and the enclosures (13 pages total) is being transmitted via facsimile number (703) 872-9306 on the date shown below to:

Petitions Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

on September 29, 2004

Charles Rodman
Charles B. Rodman
Attorney for Applicant

Petitions Office
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL LETTER

Sir:

The following papers are enclosed:

1. Petition to Revive Under 37 CFR 1.137(b)
2. Amendment
3. Fee Transmittal Sheet
4. Credit Card Payment Form (\$1,330)

Respectfully submitted,

Rodman & Rodman
7 South Broadway
White Plains, NY 10601
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Charles Rodman
Charles B. Rodman
Registration No. 26,798
Attorney for Applicant

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FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT **(\$)** **1,330**

Complete if Known

Application Number	09/549,036
Filing Date	04/13/2000
First Named Inventor	Gregory A. FARRELL
Examiner Name	Dwayne K. HANDY
Art Unit	1743
Attorney Docket No.	MST-2322.1(BYR-83)

METHOD OF PAYMENT (check all that apply)

Check Credit card Money Order Other None

 Deposit Account:

18-1743

Rodman & Rodman

The Director is authorized to: (check all that apply)

Charge fee(s) indicated below Credit any overpayments

Charge any additional fee(s) or any underpayment of fee(s)

Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee			
1002 340	2002 170	Design filing fee			
1003 530	2003 265	Plant filing fee			
1004 770	2004 385	Reissue filing fee			
1005 160	2005 80	Provisional filing fee			
SUBTOTAL (1)		(\$)	0		

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Independent Claims	Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			-20** =	X	
			-3** =	X	

Large Entity	Small Entity	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 86	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 86	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)		(\$)

** or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath			
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet			
1053 130	1053 130	Non-English specification			
1812 2,520	1812 2,520	For filing a request for ex parte reexamination			
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action			
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action			
1251 110	2251 55	Extension for reply within first month			
1252 420	2252 210	Extension for reply within second month			
1253 950	2253 475	Extension for reply within third month			
1254 1,480	2254 740	Extension for reply within fourth month			
1255 2,010	2255 1,005	Extension for reply within fifth month			
1401 330	2401 165	Notice of Appeal			
1402 330	2402 165	Filing a brief in support of an appeal			
1403 290	2403 145	Request for oral hearing			
1451 1,510	1451 1,510	Petition to institute a public use proceeding			
1452 110	2452 55	Petition to revive - unavoidable			
1453 1,330	2453 885	Petition to revive - unintentional			1,330
1501 1,330	2501 685	Utility issue fee (or reissue)			
1502 480	2502 240	Design issue fee			
1503 640	2303 320	Plant issue fee			
1460 130	1460 130	Petitions to the Commissioner			
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)			
1806 180	1806 180	Submission of Information Disclosure Stmt			
8021 40	8021 40	Recording each patent assignment per property (times number of properties)			
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))			
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))			
1801 770	2801 385	Request for Continued Examination (RCE)			
1802 900	1802 900	Request for expedited examination of a design application			

Other fee (specify) _____

Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$) **1,330**

SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	Charles B. Rodman	Registration No. /Attorney/Agent	26,798	Telephone 914-949-7210
Signature	Charles B. Rodman		Date	September 29, 2004

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.